IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.916 OF 2006.
IN
CRIMINAL APPEAL NO.803 OF 2006.

Abbas Abdul Kadir. ... Applicant.
Versus.
The State of Maharashtra. ... Respondent.

Shri S.R.More for the Applicant.

Shri Rajesh More, A.P.P. for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 14th September, 2006.

P.C.:

1. Heard the learned Advocates appearing for the parties. The Applicant has been acquitted for offence under section 376 of the Indian Penal Code. However, the Applicant has been convicted under section 417 of the Indian Penal Code. He has been directed to pay fine of Rs.1,50,000/-. In default of payment of fine, he has been directed to undergo rigorous imprisonment of one year. Maximum punishment which can been awarded under section 417 of the Code is of one year.

2. During the pendency of the trial, the Applicant was on bail. Hence the following order is passed:

i) The Applicant shall be enlarged on the same bail on which he was enlarged during the pendency of the trial, subject to filing fresh bail bonds.

ii) The bail is granted subject to condition that the

Applicant will report to the Goregaon Police Station, Mumbai, on every first Saturday of every calender month till final disposal of the Appeal.

iii) Application disposed of.

Judge.